THE HONOURABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 20742 of 2007

Date:01-10-2007

Between:

Smt. Erraboina Jhansi

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Petitioner

AND

The State of A.P. rep. By its Tahsildar, Karimnagar and another

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Respondents

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ORDER:

The petitioner seeks a writ of mandamus to declare the action of the first respondent in issuing impugned order bearing No. B/401/2007-1, dated 31.08.2007, as illegal and arbitrary.

It is stated that the petitioner has purchased land of an extent of Ac.2.20 guntas in Sy.No.136 situated at Rekurthi village, Karimnagar mandal. It is stated that the petitioner has purchased the said land by registered sale deed and without giving any notice the respondents are taking steps to dispossess her and by issuing notices to the original assignees only, the resumption orders have been passed.

Admittedly, the impugned order passed by the first respondent is an appeallable order and the appeal lies under Section 4-A of the A.P. Assigned Lands (Prohibition of Transfers) Act, 1977 to the Revenue Divisional Officer.

Accordingly, the writ petition is disposed of permitting the petitioner to file an appeal against the impugned order, dated 31.08.2007 passed by the first respondent in Proceedings No.B/401/2007-1 before the Revenue Divisional Officer, Karimnagar within ten days from the date of receipt of a copy of this order. On filing such appeal by the petitioner, the Revenue Divisional Officer, Karimnagar shall direct the parties to maintain status-quo obtaining as on that day, pending disposal of the appeal and if no appeal is filed, it is open for the respondents to take appropriate action to resume the land. No costs.

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V.ESWARAIAH, J.

Date:01.10.2007

Note:

Furnish C.C. within three days.

B/O

ccm